

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:17-CR-00361-RJC-DCK

USA)
)
v.) ORDER
)
DOMINIQUE QUAMAIN BATTLE)
)

THIS MATTER is before the Court on the defendant's Motion for
Compassionate Release and for appointment of counsel, (Doc. No. 25), which he
claims follows his request for relief from the warden of his institution.

Title 18, United States Code, Section 3582(c)(1)(A) allows a defendant to file a motion for a sentence reduction based on "extraordinary and compelling reasons" after the lapse of 30 days of the receipt of such a request by the warden of the defendant's facility. There is no right to counsel in § 3582(c) proceedings. United States v. Legree, 205 F.3d 724, 729-30 (4th Cir. 2000). Furthermore, it appears from the record that the defendant is capable of raising his own issues.

Local Criminal Rule 47.1(D) provides that the government is not required to respond to pro se motions unless ordered by the Court.

IT IS, THEREFORE, ORDERED that the defendant's motion for appointment of counsel is **DENIED**.

IT IS FURTHER ORDERED that the government shall file a response to the Motion for Compassionate Release within fourteen (14) days of the entry of this Order.

Signed: February 24, 2021



Robert J. Conrad, Jr.
United States District Judge

